



1-16-04

EXPRESS MAIL RECEIPT NO. ER782418550US  
DEPOSITED ON JANUARY 15, 2004

PATENT  
DKT. OKC00085

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Thomas L. Byers**  
Application No.: **10/664,259** Group No.: **3643**  
Filed: **September 17, 2003** Examiner: **Unknown**  
For: **MODULAR ANIMAL ENCLOSURE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
WITHIN THREE MONTHS OF FILING OR  
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. § 1.97(b))**

**IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

The supplemental information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. § 1.97(b).

Date: 1/15/04

Respectfully submitted,

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

**List of Sections Forming Part of This Information Disclosure Statement**

The following sections are being submitted for this Information Disclosure Statement:

1. Preliminary Statements
2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)
3. Copies of Listed Information Items Accompanying This Statement (Copies of U.S. Patents and U.S. Patent Applications cited as references are no longer required to be submitted with patent applications filed after June 30, 2003 as indicated in 1276 OG 55.)
4. Identification of Person(s) Making This Information Disclosure Statement

**Section 1.      Preliminary statements**

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

**Section 2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)**

PTO/SB/08A (08-00)

Please type a plus (+) sign inside this box   +

Approved for use through 10/31/2002; OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
trans a valid OMB control number.

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<p style="text-align: center;">Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.</p> <p>Substitute for form 1449A/PTO</p> <p><b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b></p> <p>(use as many sheets as necessary)</p> <p>Sheet <u>1</u> of <u>2</u></p> <p style="text-align: right;"><i>JAN 15 2004</i></p> <p style="text-align: right;">PCT/US/2003/0449A U.S. Patent and Trademark Office Washington, D.C. 20591-0001 (202) 707-3747 <i>Office Use Only</i></p>		<p style="text-align: center;"><b>Complete if Known</b></p> <p>Application No.: <u>10/664,259</u></p> <p>Filing Date: <u>September 17, 2003</u></p> <p>First Named Inventor: <u>Thomas L. Byers</u></p> <p>Group Art Unit: <u>3643</u></p> <p>Examiner Name: <u>Unknown</u></p> <p>Attorney Docket Number: <u>OKC00085</u></p>
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## **U.S. PATENT DOCUMENTS**

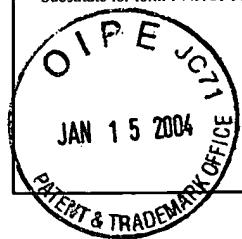
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 2 of 2

## Complete if Known

Application No.: 10/664,259  
 Filing Date: September 17, 2003  
 First Named Inventor: Thomas L. Byers  
 Group Art Unit: 3643  
 Examiner Name: Unknown

Attorney Docket Number: OKC00085

## OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>

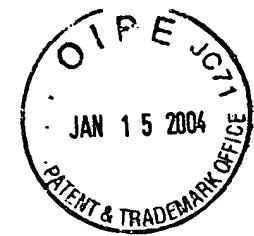
## FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>

Examiner Signature	Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformation and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached. Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, D.C. 20231.



### Section 3. Copies of Listed Information Items Accompanying This Statement

Inasmuch as the references cited in PTO/SB/08A and 08B are all U.S. Patents/Patent Applications, copies are no longer required to accompany this information statement. (1276 OG 55).

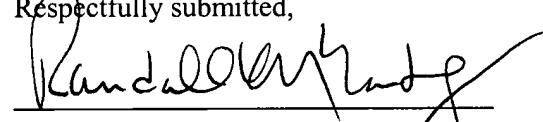
### Section 4. Identification of Person Making This Information Disclosure Statement

The person making this certification is:

- a. the practitioner who signs below on the basis of the information supplied by the inventor(s) and in the practitioner's file.

Date: 1/15/04

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Randall K. McCarthy".

Randall K. McCarthy, Registration No. 39,297  
Bill D. McCarthy, Registration No. 26,772  
Daniel P. Dooley, Registration No. 46,369  
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